



# PROPOSED RULE MAKING

CR-102 (June 2004)

(Implements RCW 34.05.320)

Do NOT use for expedited rule making

Agency: Department of Fish and Wildlife

Preproposal Statement of Inquiry was filed as WSR 07-01-050 \_\_\_\_\_; or

☐ Expedited Rule Making—Proposed notice was filed as WSR \_\_\_\_\_; or

☐ Proposal is exempt under RCW 34.05.310(4).

☒ Original Notice

☐ Supplemental Notice to WSR \_\_\_\_\_

☐ Continuance of WSR \_\_\_\_\_

Title of rule and other identifying information: (Describe Subject) WAC 220-52-001 Shellfish—Geographical definitions.

Hearing location(s): Fish and Wildlife Commission Office, 5<sup>th</sup> floor  
Natural Resources Building, 1111 Washington Street SE, Olympia, WA

Submit written comments to:

Name: Rules Coordinator

Address: 600 Capitol Way No., Olympia, WA 98501-1091

e-mail: preuslmp@dfw.wa.gov

fax (360) 902-2944 by (date) March 14, 2007

Date: Time: 8:30 AM, March 16, 2007 \_\_\_\_\_

Assistance for persons with disabilities: Contact

Susan Yeager by March 2, 2007

TTY (360) 902-2207 or (360) 902-2267

Date of intended adoption: April 20, 2007 \_\_\_\_\_

(Note: This is NOT the effective date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: Provide housekeeping change to bring rule definition into alignment with previously defined Marine Fish-Shellfish Management and Catch Reporting Areas. The effect will be to define the Pacific Ocean shellfish catch areas off the Washington coast using actual existing catch areas.

Reasons supporting proposal: This change will reduce potential confusion over what statistical catch areas are in the definition for Pacific Ocean waters off the Washington coast for commercial shellfish landings.

Statutory authority for adoption: RCW 77.12.047

Statute being implemented: RCW 77.12.047

Is rule necessary because of a:

Federal Law?

☐ Yes ☒ No

Federal Court Decision?

☐ Yes ☒ No

State Court Decision?

☐ Yes ☒ No

If yes, CITATION:

DATE

February 2, 2007

NAME (type or print)

Cori Preuss

SIGNATURE

*Cori Preuss*

TITLE

Rules Coordinator

CODE REVISER USE ONLY

CODE REVISER'S OFFICE  
STATE OF WASHINGTON  
FILED

FEB 2 2007

TIME

WSR

11:32  
07-04-071

AM

PM

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: (person or organization) Department of Fish and Wildlife

☐ Private

☐ Public

☒ Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... Morris W. Barker	1111 Washington Street, Olympia	(360) 902-2826
Implementation.....Lew Atkins	1111 Washington Street, Olympia	(360) 902-2651
Enforcement..... Bruce Bjork	1111 Washington Street, Olympia	(360) 902-2373

Has a small business economic impact statement been prepared under chapter 19.85 RCW?

Attach copy of small business economic impact statement.

A copy of the statement may be obtained by contacting:

Name:

Address:

phone

fax

e-mail

☒ No. Explain why no statement was prepared.

No impacts to small business will occur as a result of this rule change.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone ( ) \_\_\_\_\_

fax ( ) \_\_\_\_\_

e-mail \_\_\_\_\_

☒ No. Please explain: These proposals do not affect hydraulics.

AMENDATORY SECTION (Amending Order 84-24, filed 3/27/84)

**WAC 220-52-001 Shellfish--Geographical definitions. (1)**

"Puget Sound" means Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, 21A, 21B, 22A, 22B, 23A, 23B, 23C, 23D, 24A, 24B, 24C, 25A, 25B, 25C, 25D, 25E, 26A, 26B, 26C, 26D, 27A, 27B, 27C, 28A, 28B, 28C, 28D, and 29.

(2) "Grays Harbor" means Marine Fish-Shellfish Management and Catch Reporting Area 60B.

(3) "Willapa Harbor" means Marine Fish-Shellfish Management and Catch Reporting Area 60C.

(4) "Columbia River" means Marine Fish-Shellfish Management and Catch Reporting Area 60D.

(5) "Coastal Waters" means Marine Fish-Shellfish Management and Catch Reporting Areas 58B, 59A-1, 59A-2, 59B, ((and)) 60A-1, and 60A-2.